

**GOVERNMENT OF TELANGANA
ABSTRACT**

Home (Printing, Stationery & Stores Purchase) Department – Sri Mohd. Farhatullah, Binder, Govt. Central Press, Hyderabad – Involved in dowry harassment case – Dismissed from service - Acquitted by the Hon'ble High Court – Reinstatement into service – Orders – Issued.

HOME (SERVICES.IV) DEPARTMENT

G.O.RT.No. 796

Dated: 11-09-2015

Read the following:-

- 1) The Commissioner of Printing, Stationery & Stores Purchase, Hyd., Proc.No.3543/Admn.E1/2007, dt.15.6.2013.
- 2) From the High Court of Judicature at Hyderabad for the State of Telangana and the State of A.P. CRL.RC.M.P.No.107/2015 in CrI.Rc.No.1611/2014, dt.29-1-2015.
- 3) From the APAT, Hyderabad in OANo.5088/2013 with M.A.No. 643/2015, dt. 3-3-2015.
- 4) From the Commissioner of Printing, Stationery & Stores Purchase, Hyd., Lr.No.1567/Admn.E1/2013, dt.17.4.2015.

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ORDER:

Whereas a complaint was lodged against Sri Mohd. Farhatullah, Binder, Govt. Central Press, Hyderabad by his wife Smt. Rafia Sultana on the allegations of harassment for additional dowry. Based on the above complaint a case in Crime No.452/2006 under section 498-A, 324, 342 IPC and Section 3 and 4 of Dowry Prohibition Act was registered against Sri Mohd. Farhatullah. On 6.11.2007 the individual was produced before the Hon'ble Court along with remand by the Police. The individual was remanded to judicial custody on 6.11.2007 and lodged at Chanchalguda Central Prison and was placed under suspension w.e.f. 06-11-2007 i.e. from the date of detention in custody for more than (48) hours vide Proc. Dt. 26-11-2007 (Custody period six (6) days from 6-11-2007 to 12-11-2007) as per the information furnished by the Sub-Inspector of Police P.S. Chaderghat, Hyderabad vide Arrest Intimation letter dt. 13-11-2007 and 3-12-2007.

2. And whereas, the Commissioner of Printing, Stationery & Stores Purchase, Hyderabad vide Proc.No.3543/Admn.E1/2007, dated 13.3.2009 had reinstated the accused Sri Md. Farhatullah, Binder, GCP, Hyderabad into service and he resumed duty on 19-3-2009.

3. And whereas, the XIII th Addl. Chief Metropolitan Magistrate-Cum-Mahila Court, at Hyderabad vide Judgment dt. 20-11-2012 in CCNo.1112/2007 had found guilty Sri Md. Farhatullah, Binder, GCP, Hyderabad for the offences under Section 498-A, 323, 342 IPC and Section 4 of Dowry prohibition Act and accordingly he is convicted under section 248 (2) Cr.PC.

4. And whereas, in the reference 1st read above, the Commissioner of Printing, Stationery & Stores Purchase, Hyderabad had issued orders dismissing the accused Sri Md. Farhatullah, Binder, GCP, Hyderabad from service.

5. And whereas, in the reference 2nd read above, the Hon'ble High Court in CRL.RC.M.P.No.107/2015 in CrI.Rc.No.1611/2014, dt.29-1-2015 passed orders acquitting him for the offences alleged against him and closed all the miscellaneous petitions pending in the case.

6. And whereas, in the reference 3rd read above, the Hon'ble APAT directed the respondents to review the order dated 3-3-2015 and pass orders afresh on merits as per rules within a period of eight weeks from the date of receipt of the orders.

(p.t.o.)

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7. And whereas, in the reference 4th read above, the Commissioner of Printing, Stationery & Stores Purchase, Hyderabad has requested the Government to issue orders in the matter.

8. Government after careful examination of the matter and taking into the verdict of Supreme Court of India in Union of India Vs. Jaipal Singh (2004 (1) sect 121) and in compliance of the orders of APAT and Judgment of Hon'ble High Court and also since the conviction was set aside by a competent Court of Law, hereby set aside the orders of dismissal and reinstate Sri Md. Farhatullah, Binder, Govt. Central Press, Hyderabad into service, without back wages, since the incumbent was out of service due to his conviction in a private criminal case for which the department is no way concerned and the principle of "No work No Pay" is applicable in the instant case.

9. The Commissioner of Printing, Stationery & Stores Purchase, Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

**ANITA RAJENDRA,
SECRETARY TO GOVERNMENT**

To

The Commissioner of Printing,
Stationery & Stores Purchase, Hyderabad.

The individual of Sri Md. Farhatullah, Binder, Govt. Central Press, Hyderabad
(through the Commissioner of Printing, Stationery & Stores Purchase,
Hyderabad.

Copy to:

The Accountant General, Hyderabad.

The Pay and Accounts Officer, TS, Hyderabad.

The Director of Works Accounts, TS, Hyderabad
SC.

//FORWARDED BY :: ORDER//

SECTION OFFICER